IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)	Group Art Unit: 2828	
Koichiro TANAKA)	Examiner: A. Rodriguez	
Serial No. 09/481,396)		
Filed: January 12, 2000)		RECEIVED
For: LASER IRRADIATION APPARATUS)		MAY 2 0 2005

PETITION TO WITHDRAW FROM ISSUE

OFFICE OF PETITIONS

Honorable Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby petitions that the subject application be withdrawn from issue to permit consideration of an Information Disclosure Statement under 37 CFR 1.97 (submitted herewith) and a Request for Continued Examination (RCE) (also submitted herewith).

Also submitted herewith is the requisite fee of \$130.00 set forth in 37 CFR 1.17(i).

In view of the foregoing, it is urged that this petition is in order and, accordingly, a prompt grant thereof is requested.

The Commissioner is hereby authorized to charge any fees which may be further required in this application, except the issue fee, or credit any overpayment to Deposit Account No. 50-2280, under the above order number. A <u>duplicate</u> of this sheet is attached.

Respectfully submitted,

05/27/2005 AKELLEY 00000001 09481398

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130.00 OP

Eric J. Robinson Reg. No. 38,285

Robinson Intellectual Property Law Office, P.C. PMB 955
21010 Southbank Street
Potomac Falls, Virginia 20165

(571) 434-6789

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PTO/SB/21 (08-00) 09/481,396 **Application Number** TRANSMITTAL January 12, 2000 Filing Date Koichiro TANAKA First Named Inventor **FORM** Group Art Unit 2828 A. Rodriguez **Examiner Name** (to be used for all correspondence after initial filing) 0756-2092 Attorney Docket Number Total Number of Pages in This Submission ENCLOSURES (check all that apply) After Allowance Communication to **Assignment Papers** Fee Transmittal Form Group (for an Application) Appeal Communication to Board Drawing(s) Fee Attached of Appeals and Interferences Declaration and Power of Appeal Communication to Group Amendment / Reply Attorney (Appeal Notice, Brief, Reply Brief) After Final Licensing-related Papers **Proprietary Information** Petition To Withdraw From Issue Affidavits/declaration(s) Status Letter Petition to Convert to a Extension of Time Request Other Enclosures Provisional Application RCE 1. **Express Abandonment Request** Power of Attorney, Revocation 2. Change of Correspondence 3. Information Disclosure Statement Address 4. Terminal Disclaimer 5. Certified Copy of Priority Document(s) Request for Refund CD, Number of CD(s) Response to Missing Parts/ Incomplete Application Remarks The Commissioner is hereby authorized to charge any additional Response to Missing Parts fees required or credit any overpayments to Deposit Account No. 50under 37 CFR 1.52 or 1.53 2280 for the above identified docket number. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Eric J. Robinson, Reg. No. 38,285 Firm Robinson Intellectual Property Law Office, P.C. **PMB 955** Individual name 21010 Southbank Street Potomac Falls, VA 20165 Signature May 19, 2005 Date **CERTIFICATE OF MAILING** I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below. Type or printed name

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

Signature

Date

PTO/SB/17 (10-04v2)
Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act	of 1995, no persons a			displays a valid OMB control number
			Complete if Known	
FEE TRANSMITTAL		Application Number	09/481,396	RECEIVED
FEE TRANSMI	IAL	Filing Date	January 12, 2000	* ILCEIVED
FOR FY 2005 Effective 10/01/2004. Patent fees are subject to annual revision.		First Named Inventor	Koichiro TANAKA	MAY 2 0 2005
		Examiner Name	A. Rodriguez	MAY 2 0 2005
Applicant Claims small entity status. See 3		Group Art Unit	2828	DECIDE OF DETITION
OTAL AMOUNT OF PAYMENT	(\$) 920.00	Attorney Docket No.	0756-2092	OFFICE OF PETITIONS
METHOD OF PAYMEN	VT		FEE CALCULATION (cor	ntinued)
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METHOD OF PAYMENT					FEE CALCULATION (continued)	
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credit overpayments	1805 1,8	40*	1805	1,840*	Requesting publication of SIR after Examiner action	
Applicant claims small entity status.	1251	120	2251	60	Extension for reply within first month	
See 37 CFR 1.27						
2. E Payment Enclosed:	1252	450	2252	225	Extension for reply within second month	
Check Credit Card Money Other	1253 1	020	2253	510	Extension for reply within third month	
Order	1254 1,	,590	2254	795	Extension for reply within fourth month	
FEE CALCULATION	1255 2,	160	2255	1080	Extension for reply within fifth month	
1. BASIC FILING FEE		500	2401		Notice of Appeal	
Large Entity Small Entity		500	2402		Filing a brief in support of an appeal	
Fee Fee Fee Fee Description	1403 1	000	2403	500	Request for oral hearing	
Code (S) Code (S) Fee Paid	1451 1,		1451		Petition to institute a public use proceeding	
1001 300 2001 150 Utility filing fee		500	2452	- 7	Petition to revive – unavoidable	
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		100 400	2503 1462		Petitions, Group I	\$130.00
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(-)		130	1464		Petitions, Group III	
2. EXTRA CLAIM FEES	1807	50	1807		Processing fee under 37 CR 1.17(q)	
Fee from Extra Claims below Fee Paid	1806	180	1806	180	Submission of Information Disclosure Stmt	
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Independent3** = X \$200 =	1007	,,,,	2007	٠,٠,٠	§ 1.129(a))	
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Large Entity Small Entity	1801	790	2801	395	Request for Continued Examination (RCE)	\$790.00
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**or number previously paid, if greater, For Reissues, see above	Щ.	-				

SUBMITTED BY				Complete (if	applicable)
Name (Print/Type)	Eric J. Robinson	Registration No. (Attorney/Agent)	38,285	Telephone	(571) 434-6789
Signature	2	•		Date	May 19, 2005

U.S. SERIAL NO. 09/481,396 FILED JANUARY 12, 2000 LASER IRRADIATION APPARATUS KOICHIRO TANAKA DOCKET NO.: 0756-2092

SPECIAL PROCEDURES SUBMISSION

PETITION TO WITHDRAW FROM ISSUE

DELIVER TO:

Office of Petitions U.S.P.T.O.

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TO 571-434-9499

PTO/SB/21 (08-00)

		Application Number	09/48	1,396	-	
TRANSM	ITTAL	Filing Date	Janua	ary 12, 2000	RECE	VED
FOR		First Named Inventor	Koich	iro TANAKA		
	171	Group Art Unit	2828		MAY 2 0	12003
(to be used for all correspond	dence after initial filing)	Examiner Name	A. Ro	odriguez	OFFICE OF F	ETITIONS
Total Number of Pages in This S		Attorney Docket Number	0756-	-2092		
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Fee Transmittal Form Fee Attached Drawing Declara Attorney After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Assignm (for an		aration and Power of mey nsing-related Papers ion To Withdraw From Issue ion to Convert to a isional Application er of Attorney, Revocation mage of Correspondence essuinal Disclaimer uest for Refund Number of CD(s)	After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosures 1. RCE 2. 3. 4. 5. 6.			
Response to Missing F under 37 CFR 1.52 or	1.53	fees required or credit any 2280 for the above identifi	ed docket nu	umber.	Account No. 30-	
	SIGNATURE OF AP	PLICANT, ATTORNEY, C	OR AGENT			4
Firm or Individual name	Eric J. Robinson, F Robinson Intellectu PMB 955 21010 Southbank S Potomac Falls, VA	ual Property Law Office, Street	P.C.			
Signature	5		,			
Date	May 19, 2005			· · ·] .
	CERT	IFICATE OF MAILING				
I hereby certify that this corresp class mail in an envelope addre indicated below.	ondence is being deposit ssed to: Commissioner f	ed with the United States Pos or Patents, P.O. Box 1450, A	tal Service w exandria, VA	vith sufficient p A 22313-1450	oostage as first on the date	
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FEE TRANSMITTAL	
FOR FY 2005	

Effective 10/01/2004. Patent fees are subject to annual revision. ☐ Applicant Claims small entity status. See 37 CFR 1.27.

Signature

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	Complete if Known	
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May 19, 2005

Date

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2. EXTRA CLAIM FEES Fee from Extra Claims -20** = X \$50 =	SUPTOTAL (1) (\$)								\$130.00
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1201 200 2201 100 Independent claims in excess of 3 1203 360 2203 180 Multiple dependent claim, if not paid 1204 200 2204 100 ** Reissue independent claims over original patent 1205 50 2205 25 ** Reissue claims in excess of 20 and over original patent SUBTOTAL (2) (\$) **or number previously paid, if greater; For Reissues, see above SUBMITTED BY Centify that this correspondence is being deposited with the United States Postal Service with over original patent sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on **Or number previously paid, if greater; For Reissues, see above SUBMITTED BY Complete (if applicable) Talenhone (571) 434-6789		1802	900	1802	900		ted examination of	of a design	
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Eric J. Robinson Registration No. 38,285 Talaphone (571) 434-6789	**or number previously paid, if greater; For Reissues, see above	<u></u>							
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	Name (Print/Type) Eric J. Robinson				38	,285	Telephone	(5/1) 434-6/8	y

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REQUEST **FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

collection of information unless i	t displays a valid OMB control number.	
Application Number	09/481,396	
Filing Date	January 12, 2000	
First Named Inventor	Koichiro TANAKA	
Group Art Unit	2828	
Examiner Name	A. Rodriguez RECE	ED
Attorney Docket Number	0756-2092 MAY 2 0 2	005

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant of the patient term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

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1.									
	a.	i.	Prev	ously submitted Consider the amendment(s)/reply under 37 C.F.I.	2 & 1 116 n	reviously filed on			
		1.	_	(Any unentered amendment(s) referred to above will be		icviously flied on			
		ii.		Consider the arguments in the Appeal Brief or F	eply Brief	previously filed on			
		iii.		Other					
	b.	X	Encl	osed					
		i.		Amendment/Reply					
		ii.		Affidavit(s)/Declaration(s)					
		iii.	×	Information Disclosure Statement (IDS)					
		iv.	Ш	Other:					
2.	N	liscel	laneou						
	a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(I) required)								
	b.	X		Petition To Withdraw From Issue					
3.	F	ees	The	RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.	F.R. § 1.114	when the RCE is filed.			
	a.			Director is hereby authorized to charge the follow	ing fees, or	credit any overpayments, to I	Deposit Account		
		i.	No.	RCE fee required under 37 C.F.R. § 1.17(e)					
		i. ii.		Extension of time fee (37 C.F.R. §§ 1.136 and 1.	17)				
		iii.	_	Other	•••		,		
	b.	×		k in the amount of \$920.00 enclosed					
	c.			nent by credit card (Form PTO-2038 enclosed)					
				SIGNATURE OF APPLICANT, AT	TORNEY,	OR AGENT REQUIRED			
N	lame	(Prin	ıt/Typ	Eric J. Robinson	Registrat	on No. (Attorney/Agent)	38,285		
S	igna	ture		\(\lambda_{\infty} \)	Date	May 19, 2005			
				CERTIFICATE OF MAIL	ING OR T	RANSMISSION			
in a	I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:								
Ŋ	lame	(Prir	ıt/Typ						
S	igna	ture			Date				

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent tot he Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS: SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.

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